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CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ANTHONY IMPERIAL,

Plaintiff,

vs.

CITY AND COUNTY OF SAN  
FRANCISCO,

Defendant.

Case No. C 08-05644 CW

**STIPULATED AND ORDER  
CONTINUING DEADLINE TO  
CONDUCT MEDIATION TO  
SEPTEMBER 25, 2009**

On March 9, 2009, the Court referred the parties to court-sponsored mediation, which was to be completed by June 30, 2009. That same day, Defendant City filed a Motion to Dismiss the First Amended Complaint with prejudice.

On March 26, 2009, the Court appointed mediator Jeffrey Goldfien.

On April 14, 2009, the Court issued an order taking the Motion to Dismiss under submission, and taking the April 16, 2009 hearing on the Motion and the Case Management Conference off-calendar (Document 23).

The parties have met and conferred and agree that scheduling and participating in a mediation before the Court rules on the pending Motion to Dimiss (which could dispose of the entire case)

would likely be a waste of the mediator's and the parties' time and resources. Accordingly, the parties request that the Court extend the parties' deadline for completing the mediation (in the event the case is not dismissed with prejudice) to and including September 25, 2009. (Counsel for defendant will be out of the office July 9-17, 2009, and in trial July 27-August 14, 2009). This will allow time after a ruling on the Motion to allow for the exchange of initial disclosures, the holding of a Case Management Conference and the holding of a pre-mediation telephone conference with the mediator.

The Court-appointed mediator does not object to the parties' request for a continuance of the mediation deadline.

IT IS SO STIPULATED.

Dated: May 15, 2009

DENNIS J. HERRERA  
City Attorney  
JOANNE HOEPER  
Chief Trial Attorney

By: /s/ Kimberly A. Bliss  
Kimberly A. Bliss

Attorneys for Defendant CITY AND COUNTY OF  
SAN FRANCISCO

Dated: May 15, 2009

LAW OFFICE OF JOHN E. STRINGER

By: /s/ John E. Stringer  
John E. Stringer

Attorney for Plaintiff ANTHONY IMPERIAL

Pursuant to General Order 45, §X.B., the filer of this document attests that she has received the concurrence of this signatory to file this document.

**ORDER**

Based on the above stipulation, and for good cause appearing, the deadline to conduct a mediation in this case is continued to and including September 25, 2009.

Dated: 5/21/09

  
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THE HONORABLE CLAUDIA WILKEN